

A-1

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

WORCESTER, SS.:

Civil Action No. 03 12099 PBS

DONALD ACHER,

Plaintiff,

v.

FUJITSU NETWORK COMMUNICATIONS, INC.

Defendant.

MOTION FOR CHANGE IN VENUE

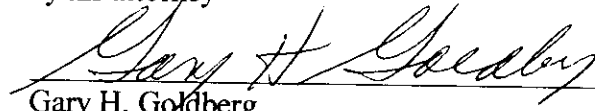
NOW HERE COMES the Plaintiff, Donald Acher, who respectfully requests this Honorable Court to transfer this complaint to the District Court in Worcester, Massachusetts. In support thereof, Plaintiff states as follows:

1. Plaintiff filed the original complaint in Worcester Superior Court on or about October 17, 2003.
2. Plaintiff resides in Southboro, while the Defendant, Fujitsu Network Communications, Inc., Plaintiff's former employer, has a place of business in Marlboro, Massachusetts. Both areas fall within the central division of the district of Massachusetts.
3. The Defendants removed the matter from the Worcester Superior Court to the District Court in Boston on October 29, 2003. In removing the complaint, Defendants acknowledged that both parties reside within the same division in Massachusetts and identified central division as the appropriate region.

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WHEREFORE, in accordance with the District Court's Local Rule 40.1(C) and (D), since all parties reside in the central division, Plaintiff respectfully requests this Honorable Court to transfer the complaint to the District Court in Worcester, Massachusetts.

Plaintiff, Donald Acher
by his attorney

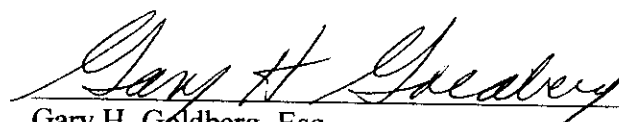

Gary H. Goldberg
120 Main Street
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(508)797-1018
BBO #: 553887

Dated: November 6, 2003

CERTIFICATE OF SERVICE

I, Gary H. Goldberg, hereby certify that on this 6th day of November, 2003, I filed an original of the Motion for Change of Venue with the U.S. District Court, United States Courthouse, 1 Courthouse Way, Boston, MA 02110 by first class mail, and forwarded a copy of this Motion for Change of Venue by first class mail to counsel for Defendant:

Jeffrey M. Rosin, Esq.
Epstein, Becker & Green, P.C.
111 Huntington Avenue
26th Floor
Boston, MA 02199


Gary H. Goldberg, Esq.